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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/775,473	02/09/2004	Ing-Shin Chen	2771-663 (7494)	1337

23448 7590 02/08/2007
INTELLECTUAL PROPERTY / TECHNOLOGY LAW
PO BOX 14329
RESEARCH TRIANGLE PARK, NC 27709

EXAMINER

PASCHALL, MARK H

ART UNIT	PAPER NUMBER
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3742

MAIL DATE	DELIVERY MODE
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02/08/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

SR


Response to Rule 312 Communication	Application No.	Applicant(s)	
	10/775,473	CHEN ET AL.	
	Examiner	Art Unit	
	Mark H. Paschall	3742	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. ☒ The amendment filed on 24 May 2006 under 37 CFR 1.312 has been considered, and has been:

- a) ☐ entered.
- b) ☐ entered as directed to matters of form not affecting the scope of the invention.
- c) ☐ disapproved because the amendment was filed after the payment of the issue fee.
Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.
- d) ☒ disapproved. See explanation below.
- e) ☐ entered in part. See explanation below.

Applicants advance that since newly presented claim 23 contains portions of the allowed independent claims, that is the language presented in the Notice of Allowance, that claim 23 is also allowable. However, since the allowed claims are allowable for the limitations set forth in the allowed claim structure, vastly more comprehensive than the limitations submitted in new claim 23, the amendment admitting claim 23 to the list of allowed claims will not be entered, since the scope of the allowed claims would be affected and the entry of the claim would present new issues in the determination of patentability in the application.


Mark H Paschall
Primary Examiner
Art Unit: 3742